

**In the
Indiana Supreme Court**

STATE OF INDIANA)	Supreme Court No. 20S00-0510-SJ-499
)	
vs.)	
)	Case No. 20D01-0111-CF-241
ALEX E. WITMER)	in the Elkhart Superior Court

ORDER APPOINTING SPECIAL JUDGE

Comes now the Honorable David Bonfiglio, Temporary Judge of the Elkhart Superior Court No.2, and on his own motion remands this cause to the Court for appointment of a special judge.

And this Court, being duly advised, now finds that a special judge should be appointed to hear this matter in the Elkhart Superior Court No.2 pursuant to Ind.Trial Rule 79(H).

IT IS, THEREFORE, ORDERED that the Honorable Joe V. Sutton is appointed as special judge to hear this matter in the Elkhart Superior Court No.2. This order vests jurisdiction in Judge Sutton. Pursuant to Ind.Trial Rule 79(K), an oath of office is not required.

The Clerk of this Court is directed to forward notice of this Order to the Hon. Joe V. Sutton, Kosciusko Superior Court, 121 North Lake Street, 2nd Floor, Warsaw, IN 46580-2785; to the Hon. David Bonfiglio, Elkhart Superior Court, 315 South Second Street, Elkhart, IN 46516; to the Hon. Stephen E. Platt, Elkhart Superior Court, 315 South Second Street, Elkhart, IN 46516-3138 and to the Clerk of the Elkhart Superior Court.

The Clerk of the Elkhart Superior Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this _____ day of November, 2005.

Randall T. Shepard
Chief Justice of Indiana